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FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

May 30, 2018

SEAN F. McAVOY, CLERK

## UNITED STATES DISTRICT COURT EASTERN DISTRICT OF WASHINGTON

No. 4:15-CR-06049-EFS-4 4:15-CR-06049-EFS-20

Plaintiff,

ALEXIS JOEL GARCIA PALOMINO (4); and MARCIAL BRAVO ZAMBRANO (20),

UNITED STATES OF AMERICA,

v.

Defendants.

ORDER SEVERING DEFENDANTS AND DIRECTING PARTIES TO MEET AND CONFER

A pretrial conference was held in this matter on May 29, 2018. See ECF No. 798. At that hearing, the Court explained that any recently arrested Defendants, including Defendants Alexis Joel Garcia Palomino (4) and Marcial Bravo Zambrano (20), and any fugitive defendants that are arrested in the future, will proceed to trial in March 2019.

## Accordingly, IT IS HEREBY ORDERED:

- 1. Defendant Alexis Joel Garcia Palomino (4) shall be **SEVERED** from the October 10, 2018 jury trial.
- 2. Within three business days of this Order, Counsel for the United States, Defendant Palomino (4), and Defendant Zambrano (20) shall MEET AND CONFER to discuss a timeline for discovery disclosures and filing of pretrial and trial-related documents.

<sup>&</sup>lt;sup>1</sup> Provided, of course, that those Defendants and their counsel consent to that trial date and do not wish to be tried at the October 10, 2018 jury trial.

- 3. By no later than two business days after that conference, the parties shall FILE a joint status report on the outcome of that conference, including the following:
  - a. Any agreements reached and/or any areas of disagreement regarding the scope and manner for the parties' discovery disclosures; and
  - b. Recommended dates (either joint or individual) as to the following case management deadlines:

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	Recommended Dates
Reciprocal discovery provided and	(At least 7 days before pretrial
supplemented	motions deadline)
Rule 16 expert summaries produced	
to other parties and emailed to	
Court:	(All before pretrial-motions
USAO's Experts	deadline)
Defendant's/s' Experts	
USAO's Rebuttal Experts	
	(At least 3 weeks prior to the
All pretrial motions, including	PTC, unless the parties agree to
discovery motions, Daubert	an abbreviated briefing
motions, and motions in limine,	schedule. All briefing must be
filed	complete at least 7 days before
	the PTC)
PRETRIAL CONFERENCE	March 5, 2019
(Deadline for motions to continue	9:00 a.m Richland
	5.00 a.m Richitand
trial)	9.00 a.m Richiand
CIs' identities, and willingness	3.00 a.m Richiand
CIs' identities, and willingness to be interviewed disclosed to	9.00 a.m Richiand
CIs' identities, and willingness to be interviewed disclosed to Defendant/s (if applicable)	3.00 a.m Richiand
CIs' identities, and willingness to be interviewed disclosed to Defendant/s (if applicable) Grand jury transcripts disclosed	J. 00 a.m RICHIANG
CIs' identities, and willingness to be interviewed disclosed to Defendant/s (if applicable) Grand jury transcripts disclosed to Defendant/s:	J. 00 a.m RICHIANG
CIs' identities, and willingness to be interviewed disclosed to Defendant/s (if applicable) Grand jury transcripts disclosed to Defendant/s: Case Agent	J. 00 a.m RICHIANG
CIs' identities, and willingness to be interviewed disclosed to Defendant/s (if applicable)  Grand jury transcripts disclosed to Defendant/s:  Case Agent CIs (if applicable)	J. 00 a.m RICHIANG
CIs' identities, and willingness to be interviewed disclosed to Defendant/s (if applicable) Grand jury transcripts disclosed to Defendant/s:	
CIs' identities, and willingness to be interviewed disclosed to Defendant/s (if applicable) Grand jury transcripts disclosed to Defendant/s:	(At least 11 days prior to
CIs' identities, and willingness to be interviewed disclosed to Defendant/s (if applicable)  Grand jury transcripts disclosed to Defendant/s:	
CIs' identities, and willingness to be interviewed disclosed to Defendant/s (if applicable)  Grand jury transcripts disclosed to Defendant/s:  Case Agent CIs (if applicable) Other Witnesses  Exhibit and Witness lists filed and emailed to the Court  Notice of any witness likely to	(At least 11 days prior to trial)
CIs' identities, and willingness to be interviewed disclosed to Defendant/s (if applicable)  Grand jury transcripts disclosed to Defendant/s:	(At least 11 days prior to trial)  (At least 11 days prior to
CIs' identities, and willingness to be interviewed disclosed to Defendant/s (if applicable)  Grand jury transcripts disclosed to Defendant/s:	(At least 11 days prior to trial)
CIs' identities, and willingness to be interviewed disclosed to Defendant/s (if applicable)  Grand jury transcripts disclosed to Defendant/s:	(At least 11 days prior to trial)  (At least 11 days prior to trial)
CIs' identities, and willingness to be interviewed disclosed to Defendant/s (if applicable)  Grand jury transcripts disclosed to Defendant/s:	(At least 11 days prior to trial)  (At least 11 days prior to

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instructions and verdict forms filed and emailed to the Court	
Trial notices filed with the Court	(At least 11 days prior to trial)
Exhibits delivered to all other parties	(At least 10 days prior to trial)
JERS-compatible digital evidence delivered to the Courtroom Deputy	(At least 10 days prior to trial)
Exhibit binders delivered to the Court	(At least 7 days prior to trial)
Technology readiness meeting (in- person)	(At least 7 days prior to trial)
FINAL PRETRIAL CONFERENCE	9:00 a.m. first day of trial
JURY TRIAL <sup>2</sup>	March 25, 2019

Following receipt of counsel's joint status report, the Court will enter a Case Management Order to govern the parties in this matter.

IT IS SO ORDERED. The Clerk's Office is directed to enter this Order and provide copies to defense counsel and counsel for the Government.

DATED this \_\_\_30<sup>th</sup> day of May 2018.

\_\_s/Edward F. Shea\_\_\_

EDWARD F. SHEA

Senior United States District Judge

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ORDER REQUIRING MEET-AND-CONFER AND SETTING PRETRIAL CONFERENCE AND TRIAL - 3

If a new trial date is desired, counsel must contact the Courtroom Deputy at (509) 943-8170 to obtain new trial and pretrial conference dates. In addition, Defendant must sign a Statement of Reasons supporting the continuance request. The Court's Statement of Reasons template can be found at the following link:

http://www.waed.uscourts.gov/sites/default/files/forms/efs\_stmt\_reasons\_